

Hoffman, Timothy <tim.hoffman@dinsmore.com>

Fri 2/26/2021 3:59 PM

?

?

?

?

??

To:

- Asque, Gillian

Cc:

- Kolak, Shari

ATT00001.txt

401 bytes

ATT00002.txt

401 bytes

2 attachments (802 bytes)Download allSave all to OneDrive - Environmental Protection Agency (EPA)

No problem.

Timothy D. Hoffman

Dinsmore & Shohl, LLP

T (937) 449-2847

Non-Responsive

.

On February 26, 2021 at 2:36:17 PM EST, Asque, Gillian <asque.gillian@epa.gov> wrote:  
Hi Tim,

Any chance we can move the call to 3:00 PM CT/4:00 PM ET so Shari can participate?

Thanks,

Gillian

**From:** Hoffman, Timothy <tim.hoffman@dinsmore.com>

**Sent:** Thursday, February 25, 2021 12:56 PM

**To:** Asque, Gillian <asque.gillian@epa.gov>

**Cc:** Kolak, Shari <kolak.shari@epa.gov>

**Subject:** RE: Spinnaker EA-6 Final Report - Comfort Letters

Hello Gillian. I thought I had responded but I'm not seeing it, 2:00 Ct/3:00 ET work for me.  
Please call my mobile Non-Responsive . Thanks. Tim

## Timothy D. Hoffman

Partner

Dinsmore & Shohl LLP • Legal Counsel  
Fifth Third Center  
One South Main Street, Suite 1300  
Dayton, OH 45402

T (937) 449-2847 • Non-Responsive

E [tim.hoffman@dinsmore.com](mailto:tim.hoffman@dinsmore.com) • [dinsmore.com](http://dinsmore.com)

**From:** Asque, Gillian <[asque.gillian@epa.gov](mailto:asque.gillian@epa.gov)>  
**Sent:** Monday, February 22, 2021 11:43 AM  
**To:** Hoffman, Timothy <[tim.hoffman@dinsmore.com](mailto:tim.hoffman@dinsmore.com)>  
**Cc:** Kolak, Shari <[kolak.shari@epa.gov](mailto:kolak.shari@epa.gov)>  
**Subject:** RE: Spinnaker EA-6 Final Report - Comfort Letters

Thanks, Timothy. How does 2 PM CT sound? Also, thank you for sending me those emails with Stu. I will take a look before our call this Friday.

**From:** Hoffman, Timothy <[tim.hoffman@dinsmore.com](mailto:tim.hoffman@dinsmore.com)>  
**Sent:** Friday, February 19, 2021 4:15 PM  
**To:** Asque, Gillian <[asque.gillian@epa.gov](mailto:asque.gillian@epa.gov)>  
**Cc:** Kolak, Shari <[kolak.shari@epa.gov](mailto:kolak.shari@epa.gov)>  
**Subject:** RE: Spinnaker EA-6 Final Report - Comfort Letters

Thanks for reaching out Gillian. February 26 looks good for me too just let me know the time you prefer. In the meantime I'll locate some of the email traffic with Stuart that may also be very helpful for you to see. Tim.

Timothy D. Hoffman  
Dinsmore & Shohl, LLP  
T (937) 449-2847

Non-Responsive

On February 19, 2021 at 5:06:11 PM EST, Asque, Gillian <[asque.gillian@epa.gov](mailto:asque.gillian@epa.gov)> wrote:  
Thanks, Shari. Timothy – I would like to catch up to speed on this "old" deal you reference below. Next week is fairly busy for me but Friday, 2/26 is quite open. Does that date work for you? If not, I can send you dates for the following week, March 1 – 5<sup>th</sup>.

Thanks,  
Gillian

Gillian Asque, Assistant Regional Counsel

U.S. Environmental Protection Agency, Region 5  
Office of Regional Counsel (Mail Code C-14J)  
77 W Jackson Blvd.  
Chicago, IL 60604  
T: 312-886-3283  
Email: [Asque.Gillian@epa.gov](mailto:Asque.Gillian@epa.gov)  
(she/her)

CONFIDENTIAL: This message may contain information that is privileged or otherwise exempt from disclosure under applicable law. Do not disclose without consulting the Office of Regional Counsel. If you think that you received this email in error, then please notify the sender immediately.

**From:** Kolak, Shari <[kolak.shari@epa.gov](mailto:kolak.shari@epa.gov)>  
**Sent:** Friday, February 19, 2021 7:56 AM  
**To:** Hoffman, Timothy <[tim.hoffman@dinsmore.com](mailto:tim.hoffman@dinsmore.com)>  
**Cc:** Asque, Gillian <[asque.gillian@epa.gov](mailto:asque.gillian@epa.gov)>  
**Subject:** Re: **Spinnaker** EA-6 Final Report - Comfort Letters

Hello Tim. Stuart retired the end of December. Gillian Asque is the new attorney. I cc'd her on your email.

Shari Kolak

Remedial Project Manager

Remedial Response Section #1

Superfund & Emergency Response Division

312-886-6151

[kolak.shari@epa.gov](mailto:kolak.shari@epa.gov)

**From:** Hoffman, Timothy <[tim.hoffman@dinsmore.com](mailto:tim.hoffman@dinsmore.com)>  
**Sent:** Thursday, February 18, 2021 12:14 PM  
**To:** Hersh, Stuart <[hersh.stuart@epa.gov](mailto:hersh.stuart@epa.gov)>  
**Cc:** Kolak, Shari <[kolak.shari@epa.gov](mailto:kolak.shari@epa.gov)>  
**Subject:** Spinnaker EA-6 Final Report - Comfort Letters

Hello Stuart. It's been a long time it seems since we talked about Spinnaker. Hope all is well in the continuing COVID weirdness. Spinnaker completed the EA-6 remediation late last summer and I have attached a link to the final report below. If you or Shari have any issue accessing it please let me know. Spinnaker completed the cleanup even though the underlying transaction related to the sale of its business fell through. It turns out a new buyer is now in the picture and it looks like the structure will be similar to the one we discussed for the "old" deal. Spinnaker intends to sell the Water Street real estate to a third party and that party will lease the Water Street facility to the buyer of the business until those operations can be consolidated in Spinnaker's other plant on Troy. The new owner of the real estate will conduct AAI and also requires that we try to obtain a Comfort Letter from USEPA concerning its BFPP status. The buyer of the business also requires the same with respect to its status as a BFPT. When we last talked about this you mentioned there may be others at USEPA we need to involve regarding obtaining Comfort Letters. Perhaps we could discuss that in the next week or so to see what needs to be done and when. Thanks. Tim.



**Timothy D. Hoffman**

Partner

Dinsmore & Shohl LLP • Legal Counsel  
Fifth Third Center  
One South Main Street, Suite 1300  
Dayton, OH 45402

T (937) 449-2847 • Non-Responsive

E [tim.hoffman@dinsmore.com](mailto:tim.hoffman@dinsmore.com) • [dinsmore.com](http://dinsmore.com)

**From:** John Bowen <[john@maksolve.com](mailto:john@maksolve.com)>  
**Sent:** Monday, February 15, 2021 2:21 PM  
**To:** Hoffman, Timothy <[tim.hoffman@dinsmore.com](mailto:tim.hoffman@dinsmore.com)>  
**Subject:** John Bowen shared "084-20\_Ph2BLSI\_RPT(FINAL)" with you.

## John Bowen shared a file with you

Here's the document that John Bowen shared with you.

084-20\_Ph2BLSI\_RPT(FINAL)

This link will work for anyone.

[Privacy Statement](#)

NOTICE: This electronic mail transmission from the law firm of Dinsmore & Shohl may constitute an attorney-client communication that is privileged at law. It is not intended for transmission to, or receipt by, any unauthorized persons. If you have received this electronic mail transmission in error, please delete it from your system without copying it, and notify the sender by reply e-mail, so that our address record can be corrected